## IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

ANDREW T. MILLER, *Plaintiff*,

v.

Civil Action No. 2:23-cv-304 Honorable Judge Joseph Goodwin

WILLIAM K. MARSHALL, MEDINA PRUE, LESLIE HILL, MISTY ADAMS, RUSSELL MASTON, MELISSA KIMBLE, JOHN DOES 1-10, and JANE DOES 1-10, Defendants.

## JOINT MOTION TO AMEND SCHEDULING ORDER

NOW COMES Plaintiff, Andrew Miller by counsel, and Defendants Marshall, *et al.*, by counsel, and hereby jointly move to amend the June 1, 2023, Scheduling Order in this action as follows:

1. The discovery completion deadline is extended to October 24, 2023. The deadline is presently set for October 10, 2023.

The parties jointly propose the foregoing amendment in order to permit the parties to conduct good faith settlement negotiations in an attempt to avoid additional unnecessary expenses related to discovery and depositions.

The proposed amendment does not operate to alter the Court's Scheduling Order beyond the foregoing extension. The remainder of the Court's Scheduling Order shall remain in effect.

Prepared by:

/s/ Lesley M. Nash

Lesley M. Nash (WVSB #14158)

Lydia C. Milnes (WVSB #10598)

Mountain State Justice, Inc. 1029 University Ave., Ste. 101 Morgantown, WV 26505 Telephone: (304) 326-0188 Facsimile: (304) 344-3145

lesley@msjlaw.org lydia@msjlaw.org Counsel for Plaintiff

Geoffrey T. Blackwell (NJ # 120332014) (pro hac vice)
American Atheists Legal Center
2001 Columbia Pike, #212
Arlington, VA 22204
Phone: (908) 603-8787
gblackwell@atheists.org

## Seen and approved by:

Counsel for Plaintiff

/s/ Jonathan M. Calhoun

Jonathan M. Calhoun (WVSB #11134)
Assistant Attorney General
1900 Kanawha Blvd., East
Building 1, Suite W-400
Charleston, WV 25305
Telephone: (304) 558-6828
jcalhoun@wvago.gov
Counsel for Defendants